

1 all related exhibits, notices and pleadings may be retained in
2 the Board's files as a record of this matter;

3 4. Waives all rights to a hearing, re-hearing,
4 appeal, or judicial review relating to the Findings of Fact and
5 Conclusions of Law and Order;

6 5. Agrees that the attached Findings of Fact and
7 Conclusions of Law and Order will be conclusive evidence of a
8 prior violation and may be used for any lawful purposes,
9 including but not limited to licensure, re-licensure, and/or the
10 determination of any sanctions in any future disciplinary
11 matters;

12 6. Understands counsel may be consulted prior to
13 entering into this Consent to Entry of Order and represents that
14 such consultation has been obtained;

15 7. Understands this Consent to Entry of Order and the
16 terms and provision hereof, and the effect of said terms and
17 provisions, and consents and agrees to be bound hereby,
18 specifically including by way illustration but not limitation,
19 the terms and conditions of the Order contained herein;

20 8. Agrees that this Consent to Entry of Order will be
21 effective upon acceptance by the Board;

22 9. Agrees that the word "Respondent" as it appears in
23 this Consent of Entry of Order refers to Ian MacGillivray, D.O.

24 DATED this 19th day of October, 1988.

25  For
26 IAN D. MACGILLIVRAY, D.O.

1 Pursuant to the foregoing Consent to Entry of Order and
2 the records and files and admissions in this matter, and good
3 cause appearing, the Arizona Board of Osteopathic Examiners in
4 Medicine and Surgery enters the following Findings of Fact,
5 Conclusions of Law and Order:

6 FINDINGS OF FACTS

7 1. Dr. Ian MacGillivray, D.O. on December 9, 1987,
8 was convicted of Count 1, fraudulent schemes and artifices, a
9 Class 2 felony in violation of A.R.S. §§ 13-2310, 701, 702, 801
10 and 807, in Maricopa County Superior Court in CR 164338.

11 2. Dr. Ian MacGillivray, D.O. on December 9, 1987,
12 was convicted of Count 2 through Count 11 inclusive, fraudulent
13 insurance claims, Class 5 felonies in violation of A.R.S.
14 §§ 44-1220, 13-701, 702, 801 and 807, in Maricopa County
15 Superior Court in CR 164338.

16 3. Dr. Ian MacGillivray, D.O. on December 9, 1987,
17 was convicted of Count 12 theft of property of a value of \$1,000
18 or more with more prior felony offense, a Class 3 felony in
19 violation of A.R.S. §§ 13-1801, 1802, 2305, 701, 702, 801, 807
20 and 604, in Maricopa County Superior Court in CR 164338.

21 4. On March 4, 1988, Dr. MacGillivray was sentenced
22 to a term of 5 years in the Arizona State Prison. Dr.
23 MacGillivray is at the present time incarcerated in the Arizona
24 State Prison in Douglas, Arizona.

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1 than all of the convictions originally entered, shall be
2 sufficient for purposes of this revocation, and said revocation
3 of license 1095 shall be deemed resulting from such conviction(s)
4 as are affirmed on appeal.

5 ENTERED this 14th day of October, 1988.

6 THE BOARD OF EXAMINERS OF
7 OSTEOPATHIC MEDICINE AND SURGERY

8 By

Mary L. Tucker
9 Mary L. Tucker

10 Executive Director

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